

**IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

LIFESTYLE COMMUNITIES, LTD., <i>et al.</i>,)	Civil Action 2:22-CV-1775
)	
Plaintiffs,)	
v.)	Judge Sarah D. Morrison
)	
CITY OF WORTHINGTON, OHIO,)	
)	
Defendant.)	Magistrate Judge Elizabeth P. Deavers
)	

PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT

EXHIBIT 18

LIFESTYLE COMMUNITIES

vs.

CITY OF WORTHINGTON

Deposition of

Michael DeAscentis

January 26, 2024



PRI COURT
REPORTING

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1 IN THE UNITED STATES DISTRICT COURT
2 SOUTHERN DISTRICT OF OHIO
3 EASTERN DIVISION
4 LIFESTYLE COMMUNITIES,)
5 LTD., ET AL.,)
6 Plaintiffs,)
7 vs.)
8 CITY OF WORTHINGTON,)
9 OHIO,)
10 Defendant.)
11 Case No.
12 2:22-cv-1775

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VIDEOTAPED DEPOSITION
of MICHAEL DEASCENTIS II

Taken at the offices of
Vorys Sater Seymour and Pease LLP
52 East Gay Street
Columbus, Ohio 43215

on January 26, 2024, at 9:28 a.m.

Reported by: Julia Lamb, RPR, CRR

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1 APPEARANCES:

2 Joseph R. Miller
3 Christopher L. Ingram
4 VORYS SATER SEYMOUR AND PEASE LLP
5 52 East Gay Street
6 Columbus, Ohio 43215
7 614.464.5480
8 jrmiller@vorys.com
9 clingram@vorys.com

on behalf of the Plaintiffs.

8 Paul J. Schumacher
9 DICKIE MCCAMEY
10 600 Superior Avenue East, Suite 2330
11 Cleveland, Ohio 44114
12 216.390.1795
13 pschumacher@dmclaw.com

and

12 Richard J. Silk, Jr.
13 DICKIE MCCAMEY
14 10 West Broad Street, Suite 1950
15 Columbus, Ohio 43215
16 614.484.1187
17 rsilk@dmclaw.com

on behalf of the Defendant.

20 ALSO PRESENT:

21 Pat Flaherty, Videographer

23 --0--

STIPULATIONS

It is stipulated by and among counsel
for the respective parties that the videotaped
deposition of MICHAEL DEASCENTIS II, the witness
herein, called by the Defendant under the
applicable Rules of Federal Civil Court
Procedure, may be taken at this time by the
stenographic court reporter and notary public by
agreement of counsel; that said deposition may
be reduced to writing stenographically by the
court reporter, whose notes thereafter may be
transcribed outside the presence of the witness;
and that the proof of the official character and
qualification of the notary is waived.

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1 did to try and get your zoning approved as you
2 said you were going to do.

3 MR. MILLER: Objection to form. Asked
4 and answered.

5 A. We typical -- we did on this project
6 probably more than we do on other projects in
7 terms of trying to engage the community to get
8 their support. So we go to meetings, we hear
9 what their concerns are, we ask them about their
10 product they want, ask them about the type of
11 product, ask them about greenspace. We went to
12 various constituent groups. We talked to
13 various people at city council.

14 I specifically worked a lot with Matt
15 Greeson, and he gave me the direction to go
16 engage Yaromir Steiner, he gave me the direction
17 of who to meet with. And so again, we did more
18 on this project to get community support than we
19 typically do. I'm a Columbus guy, and I felt
20 like we should -- we should do -- use, you know,
21 best efforts to see if they like the project.

22 Q. But as we've discussed you continued to
23 get negative feedback from the community itself,
24 didn't you?

CERTIFICATE

STATE OF OHIO :
SS:
COUNTY OF FRANKLIN :

I, Julia Lamb, RPR, CRR, a
stenographic court reporter and notary public in
and for the State of Ohio, duly commissioned and
qualified, do hereby certify that the
within-named MICHAEL DEASCENTIS II was first
duly sworn to testify to the truth, the whole
truth, and nothing but the truth in the cause
aforesaid; that the testimony then given was
taken down by me stenographically in the
presence of said witness, afterwards
transcribed; that the foregoing is a true and
correct transcript of the testimony; that this
deposition was taken at the time and place in
the foregoing caption specified.

I do further certify that I am not a
relative, employee or attorney of any of the
parties hereto; that I am not a relative or
employee of any attorney or counsel employed by
the parties hereto; that I am not financially
interested in the action; and further, I am not,
nor is the court reporting firm with which I am
affiliated, under contract as defined in Civil
Rule 28(D).

In witness whereof, I have hereunto
set my hand at Columbus, Ohio, on this 9th day
of February, 2024.

Julia Lamb

Julia Lamb, RPR, CRR
Notary Public, State of Ohio

My commission expires: 10-10-27